M



## COPY OF PAPERS ORIGINALLY FILED

1300

**PATENT** 

Attorney Docket No.: A-70965/RFT/NBC

N THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

PEDERSEN et al.

Serial No. 09/960,018

Filed: September 20, 2001

For: A HEARING AID WITH

ADAPTIVE MICROPHONE

**MATCHING** 

Examiner: Not Yet Assigned

Group Art Unit: Not Yet Assigned

CERTIFICATE OF MAILING

I hereby certify that this correspondence, including listed enclosures, is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to:
Assistant Commissioner for Patents, Washington, DC 20231

on:

Dated: 7

Christine P. Peters

INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents Washington, DC 20231

Sir:

In satisfaction of the duty of disclosure under 37 C.F.R. § 1.56, and in accordance with the provisions of 37 C.F.R. §§ 1.97 and 1.98, Applicant wishes to draw the attention of the U.S. Patent and Trademark Office to the references cited on the accompanying form PTO-1449. Copies of the documents are enclosed.

None of the foregoing references are believed to disclose the invention as claimed.

Nothing herein shall constitute an admission concerning the contents of any of the cited references, nor shall the inclusion of a reference herein be considered an admission that the reference constitutes prior art against the invention claimed in the above-identified application. Submission of the present document shall not be construed as an admission that a search has been made or that better art does not exist.

Serial N .: 09/960,018

Filed: September 20, 2001

This Information Disclosure Statement is being filed within three months of the filing date of a national application, within three months of the date of entry of a national stage, or before the mailing date of a first Office Action on the merits, 37 C.F.R. § 1.97(b), and therefor no fee is required. The Commissioner is authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 06-1300 (Our Order No. A-70965/RFT/NBC).

Respectfully submitted,

FLEHR, HOHBACH, TEST, **ALBRITTON & HERBERT** 

Richard F. Trecartin

No. 31,801

Four Embarcadero Center

**Suite 3400** 

San Francisco, CA 94111-4187

Telephone: (415) 781-1989

## COPY OF PAPERS ORIGINALLY FILED

Please type a plus sign (+) inside this box ----

PTO/SB/8A (08-00)

Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
to a collection of information unless it contains a valid OMB control number. Under the Paperwork Reduction Act of 1995, no pe

Complete if Known Substitute for form 1449A/PTO **Application Number** 09/960,018 INFORMATION DISCLOSURE Filing Date September 20, 2001 First Named Inventor STATEMENT BY APPLICANT PEDERSEN et al. Group Art Unit Not Yet Assigned (use as many sheets as necessary) **Examiner Name** Not Yet Assigned Sheet of Attorney Docket Number A-70965/RFT/NBC

|                       |              |   | U.S. PATENT DOC                                 | UMENTS   |  |
|-----------------------|--------------|---|---|--|--|
| Examiner<br>Initials* | Cite<br>No.1 | U.S. Patent Document  Number Kind Code (if known) | Name of Patentee or Applicant of Cited Document | Date of Publication of<br>Cited Document<br>MM-DD-YYYY | Pages, Columns, Lines,<br>Where Relevant<br>Passages or Relevant<br>Figures Appear |
|                       | 1            | 5,608,803   | Magotra et al.                                  | 03/1997  |  |
|                       | 2            | 5,687,241   | Ludvigsen                                       | 11/1997  |  |
|                       |              |   |   |  |  |
|                       |              |   |   |  |  |
|                       |              |   |   |  |  |
| -                     | ļ            |   |   |  |  |
| -                     |              |   |   |  |  |
|                       |              |   |   |  |  |
| <del></del>           |              |   |   | <del> </del>   |  |
|                       |              |   |   |  |  |
|                       |              |   |   |  |  |
|                       |              |   |   |  |  |
|                       |              |   |   | ļ  |  |
|                       | 1            | 1   | 1   | 1  |  |

|                       |              |                         |                     |                                      |    | FOREIGN PATENT DOCUME                              | NTS                          |  |    |
|-----------------------|--------------|-------------------------|---------------------|--------------------------------------|----|--|------------------------------|--|----|
| Examiner<br>Initials* | Cite<br>No.1 | Foreign Patent Document |                     |                                      |    | Name of Betantas as Applicant                      | Date of Publication of       | Pages, Columns, Lines,                             | T  |
|                       |              | Offiœ³                  | Number <sup>4</sup> | Kind Code <sup>2</sup><br>(if known) |    | Name of Patentee or Applicant<br>of Cited Document | Cited Document<br>MM-DD-YYYY | Where Relevant Passages or Relevant Figures Appear | Té |
|                       | 3            | DE                      | 19822021            | A                                    | .1 | Siemens Audiologische<br>Technik                   | 05/1998                      | English Abstract                                   |    |
|                       | 4            | DE                      | 19849739            | Α                                    | .1 | Siemens Audiologische<br>Technik                   | 10/1998                      | English Abstract                                   |    |
|                       | ļ            |                         |                     |                                      |    |  |                              |  |    |
|                       | <b>_</b>     |                         |                     |                                      |    |  |                              |  |    |
|                       |              |                         |                     |                                      |    | <u> </u>   | 1                            |  | 1  |

| Examiner<br>Signature | Date<br>Considered |  |
|-----------------------|--------------------|--|
|                       | <br>               |  |

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231. 1074893

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Unique citation designation number. See attached Kinds of U.S. Patent Documents. Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. Applicant is to place a check mark here if English Language Translation is attached.